

ATTORNEY DOCKET NO.: JC-7897-DIV

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of  
MING-DOU KER; KEI-KANG HUNG;  
AND TIEN-HAO TANG

Serial No.: 10/702,372

Filed: November 5, 2003

For: ELECTROSTATIC DISCHARGE  
PROTECTION CIRCUIT OF NON-GATED  
DIODE AND FABRICATION METHOD  
THEREOF

Group Art Unit: N / A

Examiner: N / A



25864

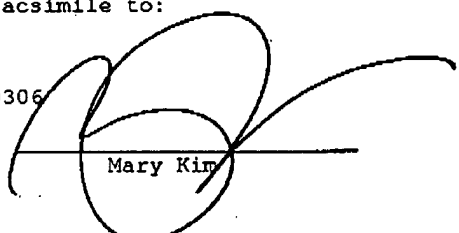
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on October 14, 2004  
Mary Kim

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PRELIMINARY AMENDMENT (SECOND)**

Dear Sir:

This second preliminary amendment is filed in connection to  
the above-referenced application filed on November 5, 2003 that has  
been assigned Serial Number 10/702,372 and is a Divisional of  
Copending Application Number 10/060,743.

In the September 29, 2003 dated Office Action of the parent application (10/060,743) a restriction requirement was made between Group 1, claims 1-33 and Group 2, claims 34-48. In the November 5, 2003 filed Reply to the September 29, 2003 dated Office Action, in the parent application (10,060,743), we elected Group 1 claims 1-33 and also cancelled claims 34-48.

This divisional application (10,702,372) was filed on November 5, 2003 electing Group 2, claims 34-48, and cancelled claims 1-33 in a first preliminary amendment.

On or about January 19, 2004 we received a phone message from Examiner W. David Coleman regarding the restriction requirement in the first Office Action in the parent application. He advised us of his error in the grouping of the claims and proposed an Examiner's Amendment in the parent application (10/060,743) by amending the restriction to:

Device Claims: 1-38; and 43-45

Method Claims: 39-42; and 46-48

We agreed with Examiner Coleman's proposed amendment in parent application (10/060,743) and verbally authorized him to elect Device Claims 1-38; and 43-45 in the parent application (10/060,743) and we agreed to prosecute Method Claims 39-42; and 46-48 in this divisional application (10/702,372).

LAW OFFICES OF  
**WU & CHEUNG, L.L.P.**

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**SUBJECT: SERIAL NO.: 10/702,372**

**FILED: NOVEMBER 5, 2003**

**FOR: ELECTROSTATIC DISCHARGE PROTECTION CIRCUIT OF NON-GATED DIODE AND FABRICATION METHOD THEREOF**